

## ParaReg Headnotes

### 700-799 Refugee Programs

- 700-1 General purpose of refugee assistance (69-201.1)
- 700-2 Factors to be considered in determining RCA eligibility, general (69-205.11)
- 700-3 CalWORKs regulations apply to RCA unless specifically superseded (69-201.4)
- 700-3B RCA recipients are governed by CalWORKs MBSAC and MAP, and in other RCA determinations, e.g., grant calculation (ACL 98-88, 00-40; 45 CFR 400.62(a), (b); 69-201.4)
- 700-4 Refugees eligible for CalWORKs must receive CalWORKs; other recipients may receive RCA if eligible; recipients have no option (69-204.2)
- 701-1 Old rule: RCA applicants/recipients have right to appeal per §22-000 et seq. (69-221, repealed 2/1/02)
- 701-2 State regulations regarding RCA hearings provide limited due process rights (69-210.2)
- 701-3 Federal regulations regarding RCA hearings require adherence to due process requirements set forth in 45 CFR 205.10(a), 45 CFR 400.23(a) and .54(b); *Goldberg v. Kelly*; 69-210.2)
- 710-1 Failure to provide information about sponsor or VOLAG results in discontinuance (69-203.26)
- 714-1 State notice requirements for RCA (69-201.1)
- 714-2 Federal notice requirements for RCA (45 CFR 400.54(a)(3))
- 721-2 8 month RCA eligibility, beginning with month of entry for most recipients except for asylees (first month begins on date asylum was granted) or unaccompanied refugee minors (no time limits) (69-202.41, 69-205.241; Handbook 69-202.411; 45 CFR 400.203, .211)
- 722-2 Requirement to provide notice as to RCA and other public assistance programs when denial, reduction or termination of benefits (69-210.13; 45 CFR 400.53(a)(3))
- 730-1 Composition of RCA AUs (69-205.3)
- 740-1 Real and personal property limitations in RCA governed by CalWORKs; "resources" remaining in country of origin are not used in determining "income" eligibility (69-206.2)

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741-1 RCA recipients are governed by CalWORKs MBSAC and MAP, and in other RCA determinations, e.g., grant calculation (ACL 98-88, 00-40; 45 CFR 400.62(a), (b); 69-201.4)

744-2 RCA persons are entitled to \$225 and 50% income disregards used in CalWORKs, and reception and placement cash received by a refugee cannot be used in determining income eligibility (ACL 00-40; 45 CFR 400.66(d); 65 FR 15410)

744-3 Income in RCA uses CalWORKs rules; "reception and placement cash" received in U.S. is not considered in determining income eligibility (69-206.1)

770-1 Old rule: RCA work registration and participation requirement (69-208.11)

770-1A Requirements for nonexempt RCA recipients to participate in work and employment services, and to accept referrals and jobs (69-207.12)

770-2 Referrals by CWD to appropriate refugee education and training programs (69-207.15)

770-4 Refugees exempt from work registration (69-207.3)

770-5 Sanction for failure to meet employment requirements in RCA Program (69-209.3)

770-6 List of most common good cause reasons for failure to meet employment requirements in RCA (69-208.4)

770-7 Penalty for failure to register for employment education/training or EDD (69-209.2)

770-8 Requirement of face-to-face or telephone interview, and interpreter if necessary, prior to good cause determination (69-208.5)

790-2 CalWORKs overpayment, underpayment and fraud procedures apply to RCA (69-212)

791-1 ALJs have no authority to award interest (AFL-CIO v. UIAB; ACIN I-52-96; *Knight v. McMahon*)